

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Original Patent

Patentees: Alex Kalnitsky
Yih-Shung Lin

Patent No.: 5,986,330

Title: ENHANCED PLANARIZATION
TECHNIQUE FOR AN
INTEGRATED CIRCUIT

Issued: November 16, 1999

Atty Dk No.: 93-C-023C3



COPY OF PAPERS
ORIGINALLY FILED

Reissue Application

Applicants: Alex Kalnitsky
Yih-Shung Lin

Serial No.: 09/998,595

Title: ENHANCED PLANARIZATION
TECHNIQUE FOR AN
INTEGRATED CIRCUIT

Filing Date: November 16, 2001

Atty Dk No.: 93-C-023RE (1678-42)

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited in the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Box MISSING PARTS, Washington, D.C. 20231, on this 22nd day of July, 2002.


Signature

DECLARATION OF MARY L. HINER

July 22, 2002

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

1) I am a patent assistant to Mr. Marlo Donato, a patent attorney in the patent department of STMicroelectronics, Inc., (ST) of Carrollton, TX. I have held this position since before February 20, 2002.

2) Mr. Yih-Shung Lin left ST before February 20, 2002.

3) Before February 20, 2002, the last-known residential address, place of employment, and cell-phone number that ST had for Mr. Yih-Shung Lin were as follows: #02-04, Horizon Tower East, 15 Leon Hill Road, Singapore 0923; Tencor (located in Taiwan); and, 65-9677-7138. ST, however, did not have a mailing address for Tencor.

4) On or before February 20, 2002, Mr. Robert McCutcheon, a patent attorney who was employed by ST at the time but is no longer employed by ST, obtained the following email address and fax number for Mr. Yih-Shung Lin: yih.shung.lin@kla-tencor.com and 65-365-0736.

5) On February 20, 2002, I called Mr. Lin's last-known cell-phone number 65-9677-7138. A woman who spoke broken English answered. Although I had a hard time understanding her, from our conversation I believed that this woman was Mr. Lin's wife. She gave me another cell-phone number, 886-911-238-648, for her husband.

6) On February 21, 2002, I called 886-911-238-648. A man, who I believed to be Mr. Lin, answered and said in broken English "I'm in a meeting, call in about one and a half hours." Approximately one and a half hours later, I called back. I was connected to what I believed was Mr. Lin's voice mail. There was a greeting in Chinese followed by a beep. After the beep, I left a message in English explaining that we needed Mr. Lin to review a reissue application based on one of his U.S. patents and to execute a reissue declaration, and asking Mr. Lin to return my call and provide an address where we could send the reissue application and declaration.

7) On February 22, 2002, I again called 886-911-238-648. No one answered, so I left another message in English explaining that we needed Mr. Lin to review a reissue application based on one of his U.S. patents and to execute a reissue

d clarification, and asking Mr. Lin to return my call and provide an address where we could send the reissue application and declaration. I also drafted a similar request and sent it via mail to yih.shung.lin@kla-tnor.com, but I later received an email notification that my email message to this email address was undeliverable. I also attempted to fax the request to Mr. Lin at 65-365-0736, but the fax did not go through.

8) Neither Mr. Lin nor anyone else ever returned my calls or otherwise responded to my inquiries.

9) I do not know Mr. Lin's whereabouts or how to contact him.

10) I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DATED this 22nd day of July, 2002.

Mary L. Hiner
Mary L. Hiner